

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Addiese: COMMISSIONER FOR PATENTS P O Box 1450 Alexandra, Virginia 22313-1450 www.wepto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/537,280	05/27/2005	Jane Sanders	AATH.P-001	1845
57381 Larson & An	7590 11/25/200 derson LLC	9	EXAMINER	
P.O. BOX 4928 DILLON, CO 80435			WOODWARD, CHERIE MICHELLE	
			ART UNIT	PAPER NUMBER
			1647	
			MAIL DATE	DELIVERY MODE
			11/25/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

	Application No.	Applicant(s)				
Examiner-Initiated Interview Summary	10/537,280	SANDERS ET AL.				
Examiner instaces interview cummary	Examiner	Art Unit				
	CHERIE M. WOODWARD	1647				
All Participants: Status of Application: <u>Second After-Final Amendment</u>						
(1) Cherie M. Woodward.	(3)					
(2) Marina Larson.	(4)					
Date of Interview: 23 November 2009	Time: <u>11am</u>					
Type of Interview:	ant's representative)					
Part I.						
Rejection(s) discussed: Possible new 102(b) rejection over Yoshida et al.						
Claims discussed: All pending						
Prior art documents discussed: Yoshida et al.						
Part II. SUBSTANCE OF INTERVIEW DESCRIBING THE GENE See Continuation Sheet	ERAL NATURE OF WHAT WAS	DISCUSSED:				
Part III.						
<ul> <li>It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.</li> <li>It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.</li> </ul>						
/Cherie M. Woodward/ Primary Examiner, Art Unit 1647	Applicant/Applicant's Representat	ive Signature – if appropriate)				

Application No. 10/537,280

Continuation of Substance of Interview including description of the general nature of what was discussed: Applicant's representative was contacted due to the short period of time prior to the expiration of the 6 month statutory deadline. Excess new claims were added in the second After-Final Amendment filed 109/2009 and the claims could not be entered. Also, the Yoshida reference, filed on 10/9/2009 raises new issues, including new rejections under 102(b) over at least claim 121. Accordingly, the examiner could not enter second After-Final Amendment.